



PATENT  
Customer No. 22,852  
Attorney Docket No. 06882.0090-03000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Gary T. NEEL et al. )  
Application No.: 10/706,161 ) Group Art Unit: 1743  
Filed: November 12, 2003 ) Examiner: Maureen Wallenhorst  
For: SYSTEMS AND METHODS FOR ) Confirmation No.: 7574  
BLOOD GLUCOSE SENSING )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants bring to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final action, Quayle action, or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement is accompanied by a fee of \$180.00 as specified by Section 1.17(p).

Copies of the U.S. patent publications are not enclosed.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the

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documents as prior art against any claims in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the U.S. Patent Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: March 30, 2005

By: \_\_\_\_\_

  
Eric P. Raciti  
Reg. No. 41,475

O I P E

MAR 30 2005

PATENT &amp; TRADEMARK OFFICE

IDS Form PTO/SB/08: Substitute for form 1449A/PTO				<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>				Application Number	10/706,161
(Use as many sheets as necessary)				Filing Date	November 12, 2003
				First Named Inventor	Gary T. NEEL
				Art Unit	1743
				Examiner Name	Maureen Wallenhorst
Sheet	1	of	1	Attorney Docket Number	06882.0090-03000

### U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS

Examiner Initials	Cite No. <sup>1</sup>	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US-5,264,106	11/1993	McAleer et al.	
		US-5,728,074	03/1998	Castellano et al.	
		US-6,436,256 B1	08/2002	Williams et al.	
		US-6471,839 B1	10/2002	Yamamoto et al.	
		US-6491,803 B1	12/2002	Shen et al.	
		US-6,565,738 B1	05/2003	Henning et al.	
		US-6,733,655 B1	05/2004	Davies et al.	
		2003/0036202 A1	02/2003	Teodorczyk et al.	

**Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004**

### FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				

### NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation <sup>6</sup>

Examiner Signature	Date Considered
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**EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.